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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/797,581

03/10/2004

Robert L. Beck

3591-1377

4719

757

7590

08/24/2006

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EXAMINER

EPPS, TODD MICHAEL

ART UNIT

PAPER NUMBER

3632

DATE MAILED: 08/24/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 10/797,581	Applicant(s) BECK ET AL.	
	Examiner Todd M. Epps	Art Unit 3632	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
 - If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
 - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
 - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 05 June 2006.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-28, and 48-54 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 27-28, 48-54 is/are allowed.
- 6) ☒ Claim(s) 1-26 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

This is the third Office Action for serial number 10/797,581, Computer Workstation With Moveable Monitor Support, filed on March 10, 2004.

Specification

The disclosure is objected to because of the following informalities: page 5, line 24, line 29, and page 6, line 30; the word "fore-aft" is not corrected. The word "fore-aft" should be -- fore-and-aft --.

Appropriate correction is required.

Claim Objections

Claims 1, 27, 48, and 50 are objected to because of the following informalities: line 1 for all claims listed above have "A computer workstation:", and it should be -- A computer workstation, comprising: --

Claim 19 is objected to because of the following informalities: line 1, "The computer workstation of 17" should be -- The computer workstation of claim 17 --.

Appropriate correction is required.

Claim Rejections - 35 USC § 112

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter, which the applicant regards as his invention.

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Claim 1-26 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claim 1 is rejected to because; line 2, and line 7, the word "a fore-aft direction" is not corrected word. The word "fore-aft" should be -- fore-and-aft --.

Allowable Subject Matter

Claims 1-26 would be allowable if rewritten or amended to overcome the rejection(s) under 35 U.S.C. 112, 2nd paragraph, set forth in this Office action.

Regarding claim 1, the prior art fails to disclose a computer workstation in combination wherein a worksurface moveable a first distance in a fore-and-aft direction between first and second worksurface positions: a monitor support coupled to a worksurface, wherein at least one of worksurface and the monitor support is automatically moveable in response to a movement of the other of the worksurface and monitor support, wherein the monitor support is automatically moveable a second distance in a fore-and-aft direction between first and second monitor position in response to the worksurface being moved first distance between the first and second worksurface positions.

Claims 27-28 is allowed.

Regarding claim 27, the prior art fails to disclose a computer workstation in combination wherein a base comprising a first rack; a worksrurface moveably supported

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by the base and comprising a pinion gear rotatably mounted thereto; and a monitor support moveably supported by the worksurface and comprising a second rack, wherein the pinion gear is disposed between and engages the first and second racks.

Claims 48-54 are allowed.

Regarding claim 48, the prior art fails to disclose a computer workstation in combination wherein a base structure; a monitor support rotatably and translatably coupled to the base structure, the monitor support translatable between first and second positions, wherein the monitor rotates about a horizontal axis as the monitor support is translated between the first and second positions; and a worksurface connected to the monitor support, wherein the worksurface is rotatable with the monitor support about a horizontal axis as the monitor support is translated between the first and second positions.

Regarding claim 50, the prior art fails to disclose a computer workstation in combination wherein a worksurface moveable a first distance between first and second worksurface positions, wherein the worksurface is moveable in at least a horizontal direction; and a monitor support coupled to the worksurface, wherein at least one of the worksurface and the monitor support is automatically moveable in response to a movement of the other of the worksurface and the monitor support, wherein the monitor support is moveable a second distance between first and second monitor positions as the worksurface is moved the first distance between the first and second worksurface positions.

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Response to Arguments

Applicant's arguments filed June 5, 2006, with respect to claims 1, 27, 48, and 50 have been fully considered and are persuasive. The rejection of claims 1, 27, 48, and 50 has been withdrawn.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Todd M. Epps whose telephone number is 571-272-8282. The examiner can normally be reached on M-F (7:30-4:30).

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Todd M. Epps
Patent Examiner
Art Unit 3632
August 16, 2006



Joey Wujciak
Primary Examiner
Art Unit 3632